

**Introduced by Senator Alquist**

January 19, 2006

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An act to amend Sections 99230, 99231, 99232, 99233, 99234, 99234.5, 99235, 99237, 99239, 99240, and 99242 of, and to repeal Section 99241 of, the Education Code, relating to instructional programs.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 1190, as introduced, Alquist. Instructional programs: Science, Mathematics, and Reading Teacher Development Program (SMART).

Existing law establishes the Mathematics and Reading Professional Development Program, which is administered by the Superintendent of Public Instruction with the approval of the State Board of Education. Under this program, a local education agency, as defined, receives incentive funding to provide training in mathematics and reading to teachers and to provide training to instructional aides and paraprofessionals, as defined, who directly assist with classroom instruction in mathematics and reading.

This bill would establish the Science, Mathematics, and Reading Teacher Development Program (SMART) by recasting and revising numerous provisions relating to the Mathematics and Reading Professional Development Program. The bill would generally add science instruction to the subject matter of the existing program. The bill would make the program inoperative on July 1, 2012, and repeal it on January 1, 2013.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Section 99230 of the Education Code is amended to read:

99230. This article shall be known and may be cited as the *Science, Mathematics, and Reading—Professional Teacher Development Program (SMART)*.

SEC. 2. Section 99231 of the Education Code is amended to read:

99231. For the ~~purpose~~ *purposes* of this article, the following terms have the following meanings:

(a) “Instructional aide” means a person who is employed on either a full-time or a part-time basis for the purpose of directly assisting with classroom instruction in mathematics ~~and~~, reading, *or science* in a California public school in which kindergarten or any of grades 1 to 12, inclusive, are taught, and who does not possess a valid teaching credential, certificate, authorization, or permit issued by the Commission on Teacher Credentialing and does not include a paraprofessional, as defined in subdivision ~~(b)~~ *(d)*.

~~(b) “Paraprofessional” means a teacher aide, a teacher assistant, or a speech language pathology assistant who is employed on either a full-time or a part-time basis for the purpose of directly assisting with classroom instruction in mathematics and reading in a California public school in which kindergarten or any of grades 1 to 12, inclusive, are taught and who does not possess a valid teaching credential, certificate, authorization, or permit issued by the Commission on Teacher Credentialing.~~

~~(c)~~  
(b) “Instructional materials that are aligned to state standards” means, for grades 1 to 8, inclusive, materials adopted by the ~~State Board of Education~~ *state board* after January 1, 2001, unless otherwise authorized by the ~~State Board of Education~~ *state board*. For grades 9 to 12, inclusive, “instructional materials that are aligned to state standards” means materials that the governing board of the local education agency has, after careful review, certified are aligned to ~~both~~ the state reading ~~or~~, mathematics, *or science* content standards and the curriculum frameworks for these subjects.

1     ~~(d)~~

2     (c) “Local education agency” means a school district, county  
3 office of education, *state special school*, or charter school.

4     (d) “Paraprofessional” means a teacher aide, a teacher  
5 assistant, or a speech language pathology assistant who is  
6 employed on either a full-time or a part-time basis for the  
7 purpose of directly assisting with classroom instruction in  
8 mathematics, reading, or science in a California public school in  
9 which kindergarten or any of grades 1 to 12, inclusive, are  
10 taught, and who does not possess a valid teaching credential,  
11 certificate, authorization, or permit issued by the Commission on  
12 Teacher Credentialing.

13     (e) “Teacher” means a person who holds a valid teaching  
14 credential, certificate, authorization, or permit issued by the  
15 California Commission on Teacher Credentialing, and is  
16 employed on either a full-time or a part-time basis in a California  
17 public school in which kindergarten or any of grades 1 to 12,  
18 inclusive, are taught.

19     SEC. 3. Section 99232 of the Education Code is amended to  
20 read:

21     99232. (a) The *Science, Mathematics, and Reading*  
22 ~~Professional~~ Teacher Development Program (*SMART*) is hereby  
23 established, and shall be administered by the Superintendent of  
24 Public Instruction with the approval of the ~~State Board of~~  
25 ~~Education~~ *state board*.

26     (b) A local education agency that maintains kindergarten or  
27 any of grades 1 to 12, inclusive, is eligible to apply for and  
28 receive incentive funding from funds appropriated for the  
29 purpose of this article.

30     (c) From funds appropriated for the purpose of this article, the  
31 Superintendent of Public Instruction shall award funding to  
32 provide teachers and instructional aides and paraprofessionals  
33 who directly assist with classroom instruction in mathematics  
34 ~~and~~, reading, *or science* with instruction and training in the areas  
35 of mathematics ~~and~~, reading, *or science*.

36     SEC. 4. Section 99233 of the Education Code is amended to  
37 read:

38     99233. (a) This program is intended to serve the following  
39 categories of staff:

(1) Teachers employed in a public school for the purpose of teaching in a self-contained classroom that serves pupils in kindergarten or any of grades 1 to 8, inclusive. Teachers described in this paragraph are eligible to receive instruction in ~~both mathematics and~~ reading, *and science*.

(2) Teachers employed in a public school for the purpose of providing ~~both mathematics and English~~, *reading, or science* instruction to pupils with ~~exceptional needs~~ *disabilities*. Teachers described in this paragraph are eligible to receive instruction in ~~both mathematics and~~ reading, *and science*.

(3) Teachers who hold a single-subject teaching credential, certificate, or authorization issued by the Commission on Teacher Credentialing that authorizes them to teach English or social science in a classroom that is not self-contained and who are employed in a public school. Teachers described in this paragraph are eligible to receive instruction in reading.

(4) Holders of one-year emergency teaching permits and emergency career substitute teaching permits who are employed in a public school and assigned to teach English or social science courses in a classroom that is not self-contained. Teachers described in this paragraph are eligible to receive instruction in reading.

(5) Teachers who hold a single-subject teaching credential, certificate, or authorization issued by the Commission on Teacher Credentialing that authorizes them to teach mathematics or science in a classroom that is not self-contained and who are employed in a public school. Teachers described in this paragraph are eligible to receive instruction in *both mathematics and science*.

(6) Holders of one-year emergency teaching permits and emergency career substitute teaching permits who are employed in a public school and assigned to teach mathematics or science courses in a classroom that is not self-contained. Teachers described in this paragraph are eligible to receive instruction in *both mathematics and science*.

(7) Instructional aides and paraprofessionals who directly assist with classroom instruction in mathematics ~~and~~ reading, *or science* who are employed in a public school for the purpose of assisting teachers in the instruction of pupils in kindergarten or any of grades 1 to 12, inclusive. Instructional aides and

1 paraprofessionals who directly assist with classroom instruction  
2 in mathematics and reading described in this paragraph are  
3 eligible to receive instruction in ~~both mathematics and~~, reading,  
4 *or science*.

5 (b) Holders of emergency 30-day substitute teaching permits  
6 issued by the California Commission on Teacher Credentialing  
7 are not eligible to receive training offered pursuant to this article.

8 SEC. 5. Section 99234 of the Education Code is amended to  
9 read:

10 99234. (a) ~~(1) The Superintendent of Public Instruction~~  
11 shall notify local educational agencies that they are eligible to  
12 receive an incentive award based on the percentage of eligible  
13 teachers calculated in accordance with provisions of an item of  
14 appropriation in the annual Budget Act. It is the intent of the  
15 Legislature that a local educational agency give highest priority  
16 to training teachers assigned to high-priority schools *and*  
17 *teachers assigned to schools that are under state sanctions.*†

18 (2) It is also the intent of the Legislature that funding  
19 appropriated in one fiscal year that is not expended by a local  
20 educational agency be redirected to local educational agencies  
21 that have trained more eligible teachers than the percentage  
22 funded. If a redirection of funding occurs, funding in subsequent  
23 fiscal years for the local educational agencies involved shall be  
24 adjusted to reflect the redirection of funding.

25 (b) A school district that cannot make the certification  
26 required pursuant to paragraph (3) of subdivision (a) of Section  
27 99237 for all the grade levels it maintains in reading ~~and~~,  
28 mathematics, *or science* may apply for and receive incentive  
29 funding for the grade levels and subjects for which it can make  
30 the certification required pursuant to paragraph (3) of subdivision  
31 (a) of Section 99237, in which case the certified assurance  
32 submitted pursuant to Section 99237 applies only to the  
33 professional development provided to teachers and instructional  
34 aides and paraprofessionals who directly assist with classroom  
35 instruction in mathematics ~~and~~, reading, *or science* in the grade  
36 levels and subjects for which it can make the certification  
37 required pursuant to paragraph (3) of subdivision (a) of Section  
38 99237.

39 (c) Of the incentive provided pursuant to subdivision (a), a  
40 local educational agency may use not more than one thousand

1 dollars (\$1,000) of the per teacher per subject amount to provide  
2 an individual teacher stipend.

3 (d) The Superintendent of Public Instruction shall notify local  
4 educational agencies that the maximum funding for the purpose  
5 of this article for which they are eligible each year is equal to the  
6 percentage calculated in accordance with provisions of an item of  
7 appropriation in the annual Budget Act, multiplied by the sum of  
8 the following two factors multiplied by two thousand five  
9 hundred dollars (\$2,500):

10 (1) Twice the number of multiple subjects teachers teaching in  
11 a self-contained classroom and special education teachers, as  
12 specified in paragraphs (1) and (2) of subdivision (a) of Section  
13 99233, that provide direct instruction in reading—and,  
14 mathematics, or science as reported in the most recent available  
15 CBEDS data, who have not received training pursuant to either  
16 this article or Article 2 (commencing with Section 99220).

17 (2) The number of mathematics, English, science, and social  
18 science teachers, as specified in paragraphs (3) to (6), inclusive,  
19 of subdivision (a) of Section 99233 that were reported in the most  
20 recent available CBEDS data, who have not received training  
21 pursuant to either this article or Article 2 (commencing with  
22 Section 99220).

23 (e) The Superintendent of Public Instruction shall allocate  
24 funding appropriated for the purposes of this article in the  
25 following order of priority:

26 (1) Two thousand five hundred dollars (\$2,500) for each  
27 qualifying teacher who was provided training pursuant to  
28 subdivision (a) in the prior year for whom the local educational  
29 agency did not receive funding due to insufficient availability of  
30 funds in the prior fiscal year.

31 (2) Two thousand five hundred dollars (\$2,500) for each  
32 qualifying teacher who was provided training pursuant to this  
33 article, subject to the limitations in subdivision (d).

34 ~~(3) Five hundred dollars (\$500) for each qualifying teacher for~~  
35 ~~each qualifying program as specified in Article 2 (commencing~~  
36 ~~with Section 99220) who successfully completes mathematics or~~  
37 ~~reading standards training, or both, at a California Professional~~  
38 ~~Development Institute authorized pursuant to Article 2~~  
39 ~~(commencing with Section 99220) in the 2001–02 fiscal year to~~  
40 ~~the 2004–05 fiscal year, inclusive, using funds received pursuant~~

1 to Article 2 (commencing with Section 99220), and has had  
2 specific approved training on the mathematics or reading  
3 instructional materials selected for use in the school.

4 (4) Five hundred dollars (\$500) for each qualifying teacher in  
5 each qualifying program pursuant to Article 2 (commencing with  
6 Section 99220) who successfully completed mathematics or  
7 reading standards training, or both, at a California Professional  
8 Development Institute authorized pursuant to Article 2  
9 (commencing with Section 99220) in the 1999-2000 or 2000-01  
10 fiscal year, using funds received pursuant to Article 2  
11 (commencing with Section 99220), and has had specific  
12 approved training on the mathematics or English-language arts  
13 instructional materials selected for use in the school.

14 (5)–

15 (3) Two thousand five hundred dollars (\$2,500) for each  
16 qualifying teacher who was provided training pursuant to this  
17 article in excess of limitations in subdivision (d).

18 (f) For purposes of this article, qualifying teachers who, in the  
19 2000-01 fiscal year, received training at a California Professional  
20 Development Institute authorized pursuant to Article 2  
21 (commencing with Section 99220) that was paid for by a local  
22 educational agency using funds that were not received pursuant  
23 to Article 2 (commencing with Section 99220) shall be deemed  
24 to have received training in the 2001-02 fiscal year. A local  
25 educational agency shall receive funding for these qualifying  
26 teachers in accordance with paragraph (2) of subdivision (e).

27 (g) Except as provided in subdivision (f) of Section 99237,  
28 funding

29 (f) Funding may not be provided to a local educational agency  
30 until the State Board of Education *state board* approves the  
31 agency's certified assurance *of the agency* submitted pursuant to  
32 subdivision (a) of Section 99237.

33 (h)–

34 (g) Of the funding a local educational agency is eligible to  
35 receive pursuant to this section for each eligible teacher, 50  
36 percent shall be awarded following the provision of 40 hours of  
37 professional development training based on instructional  
38 materials adopted by the state board or standards-aligned  
39 instructional materials, as specified in subdivision (b) of Section  
40 99237, with the remaining funding to be awarded following

1 certification of the provision of the 80 hours of followup  
2 instruction as specified in subdivision (b) of Section 99237. *The*  
3 *80 hours of training may be completed over a two-year period.*

4 ~~(i) Except as provided in paragraphs (3) and (4) of subdivision~~  
5 ~~(e), a~~

6 *(h) A local educational agency may not receive funds pursuant*  
7 *to this article for teachers who receive training pursuant to*  
8 *Article 2 (commencing with Section 99220) using funding*  
9 *provided pursuant to Article 2 (commencing with Section 99220)*  
10 *that article.*

11 SEC. 6. Section 99234.5 of the Education Code is amended to  
12 read:

13 99234.5. Prioritization for participation in the program  
14 established pursuant to this article shall be determined in the  
15 following manner:

16 (a) Teachers who have not participated in a professional  
17 development institute in reading ~~or~~, mathematics, *or science* that  
18 is authorized pursuant to Article 2 (commencing with Section  
19 99220) shall be accorded first priority for training pursuant to  
20 this article.

21 (b) Teachers who have participated in a professional  
22 development institute in reading ~~or~~, mathematics, *or science* that  
23 is authorized pursuant to Article 2 (commencing with Section  
24 99220), but who have not yet received supplemental training in  
25 the areas specified in paragraph (2) of subdivision (a) of Section  
26 99237 shall be accorded second priority for training pursuant to  
27 this article.

28 SEC. 7. Section 99235 of the Education Code is amended to  
29 read:

30 99235. (a) The Superintendent of Public Instruction shall  
31 notify local educational agencies that they are eligible to receive  
32 funding to provide instructional aides and paraprofessionals who  
33 directly assist with classroom instruction in mathematics ~~and~~,  
34 reading, *or science* with professional development training in  
35 mathematics ~~and~~, reading, *or science*, in an amount equal to one  
36 thousand dollars (\$1,000) per qualifying instructional aide.  
37 Funding will be provided to local educational agencies on a  
38 first-come, first-served basis. A local educational agency that  
39 chooses to participate in the program is eligible to receive  
40 funding for no greater than the percentage calculated in



1 accordance with provisions of an item of appropriation in the  
2 annual Budget Act for its instructional aides and  
3 paraprofessionals. ~~However, the statewide total number of~~  
4 ~~instructional aides and paraprofessionals who directly assist with~~  
5 ~~classroom instruction in mathematics and reading served under~~  
6 ~~this program may not exceed 9,600 over the two fiscal years.~~

7 (b) Of the incentive provided pursuant to subdivision (a), a  
8 local educational agency may not use more than five hundred  
9 dollars (\$500) of the amount per instructional aide and  
10 paraprofessional who directly assists with classroom instruction  
11 in mathematics ~~and~~, reading, *or science*, to provide an individual  
12 instructional aide stipend.

13 SEC. 8. Section 99237 of the Education Code is amended to  
14 read:

15 ~~99237. (a) Except as provided in subdivision (f), as~~ *As* a  
16 condition of receipt of funds for purposes of Section 99234 or  
17 99235, a local education agency shall submit a certified  
18 assurance signed by the appropriate agency official and approved  
19 in a public session by the governing body of the agency to the  
20 ~~State Board of Education~~ *state board* that contains its proposal to  
21 satisfy the following:

22 (1) It contracted with a provider whose training curriculum  
23 was approved by the ~~State Board of Education~~ *state board* or the  
24 local education agency's training curriculum was approved by  
25 the ~~State Board of Education~~ *state board*. Approval by the ~~State~~  
26 ~~Board of Education~~ *state board* of the training curriculum shall  
27 be based on the criteria contained in paragraph (4) and in  
28 subdivision (b).

29 (2) It or the provider with whom it contracted provided  
30 professional development training focused primarily on the  
31 following:

32 (A) The use of instructional materials that will be used by  
33 pupils and are aligned to the English-language arts ~~and~~,  
34 mathematics, *or science* content standards adopted by the ~~State~~  
35 ~~Board of Education~~ *state board* pursuant to Section 60605.

36 (B) The English-language arts ~~and~~, mathematics, *and science*  
37 content standards adopted by the ~~State Board of Education~~ *state*  
38 *board* pursuant to Section 60605.

1 (C) The curriculum frameworks adopted by the ~~State Board of~~  
2 ~~Education~~ *state board* for ~~these subjects~~ *English-language arts,*  
3 *mathematics, and science.*

4 (D) *The training shall include instructional strategies to teach*  
5 *essential content in ways that address the varied learning needs*  
6 *of pupils, with special emphasis on English language learners*  
7 *and pupils with disabilities.*

8 (3) (A) It provides each pupil with instructional materials that  
9 are aligned to the state content standards in ~~reading and~~  
10 *English-language arts, mathematics, and science* no later than  
11 the first day of the first school term that commences 12 months  
12 or less after those materials are adopted by the ~~State Board of~~  
13 ~~Education~~ *state board* in the case of instructional materials for  
14 grades 1 to 8, inclusive, or by the governing board of the school  
15 district in the case of instructional materials for grades 9 to 12,  
16 inclusive.

17 (B) For local education agencies that are piloting or evaluating  
18 instructional materials that are aligned to the state content  
19 standards in English-language arts ~~or~~, *mathematics, and science,*  
20 those materials shall be provided to each pupil no later than the  
21 first day of the first school term that commences 24 months or  
22 less after those materials were adopted by the ~~State Board of~~  
23 ~~Education~~ *state board* in the case of instructional materials for  
24 grades 1 to 8, inclusive, or by the governing board of the school  
25 district in the case of instructional materials for grades 9 to 12,  
26 inclusive.

27 (C) If a local education agency has not adopted instructional  
28 materials as required by subparagraph (A) for one or more grade  
29 levels because it is piloting or evaluating those instructional  
30 materials, the local education agency may only claim funding  
31 pursuant to Section 99234 for grade levels and subjects where the  
32 local education agency is in compliance with subparagraphs (A)  
33 and (B).

34 (D) For each teacher, in each core area for which funding is  
35 claimed pursuant to this article and for which there are not  
36 ~~standards-aligned~~ *standards-aligned* textbooks for each pupil, as  
37 determined through an audit, the Superintendent ~~of Public~~  
38 ~~Instruction,~~ on a one-time basis, shall withhold from the local  
39 education agency's next monthly principal apportionment  
40 payment an amount equal to one hundred dollars (\$100) for each

1 of those pupils. The funds withheld are deemed to be an offset  
2 against the training funds provided pursuant to this article.

3 (4) It provides in-house professional development that focuses  
4 primarily on the following:

5 (A) The use of instructional materials that will be used by  
6 pupils and are aligned to the English-language arts—and,  
7 mathematics, *and science* content standards adopted by the ~~State~~  
8 ~~Board of Education~~ *state board* pursuant to Section 60605.

9 (B) The English-language arts—and, mathematics, *and science*  
10 content standards adopted by the ~~State Board of Education~~ *state*  
11 *board* pursuant to Section 60605.

12 (C) The curriculum frameworks adopted by the ~~State Board of~~  
13 ~~Education~~ *state board* for these subjects.

14 (D) *The training shall include instructional strategies to teach*  
15 *essential content in ways that address the varied learning needs*  
16 *of pupils, with special emphasis on English language learners*  
17 *and pupils with disabilities.*

18 (5) It provides the data elements required pursuant to Section  
19 99240.

20 (b) As an additional condition of receipt of funds for purposes  
21 of Section 99234, a local education agency shall certify that:

22 (1) Forty hours of ~~professional development~~ *training based on*  
23 *instructional materials adopted by the state board or*  
24 *standards-aligned instructional materials* and 80 hours of  
25 followup instruction, coaching, or additional schoolsite  
26 assistance, in mathematics—or, reading, *or science*, as appropriate,  
27 was provided to teachers who meet the criteria specified in  
28 paragraphs (1) and (2) of *subdivision (a)* of Section 99233.

29 (2) Forty hours of professional development in reading and an  
30 average of 80 hours of followup instruction, coaching, or  
31 additional schoolsite assistance was provided to teachers who  
32 meet the criteria specified in paragraphs (3) and (4) of  
33 *subdivision (a)* of Section 99233, and 40 hours of professional  
34 development in mathematics and an average of 80 hours of  
35 followup instruction, coaching, or additional schoolsite  
36 assistance was provided to teachers who meet the criteria  
37 specified in paragraphs (5) and (6) of *subdivision (a)* of Section  
38 99233.

39 (c) If, as the result of a program audit, it is found that the  
40 participating local education agency served less participants than

1 it was funded to serve, the Superintendent of Public Instruction  
2 shall withhold from the local education agency's next monthly  
3 principal apportionment payment an amount proportional to the  
4 amount of funding associated with the number of teachers that  
5 were not served.

6 (d) If, as the result of a program audit, it is found that the  
7 training provided by the local education agency or the provider  
8 with whom it contracted did not meet the requirements of  
9 paragraph (4) of subdivision (a), the Superintendent of Public  
10 Instruction shall withhold from the local education agency's next  
11 monthly principal apportionment payment *to the local*  
12 *educational agency* an amount equal to the amount of funding  
13 associated with the training that was not aligned to state  
14 standards and curriculum frameworks.

15 (e) In addition to receiving funding pursuant to this article, a  
16 school district, charter school, or county office of education may  
17 also claim funding under the ~~Instructional Time and Staff~~  
18 ~~Development Reform Program established pursuant to Article~~  
19 ~~7.5 (commencing with Section 44579) of Chapter 3 of Part 25 for~~  
20 ~~the 80 hours of follow-up~~ *the professional development block*  
21 *grant pursuant to subdivision (a) of Section 41531 for the 40*  
22 *hours of training based on instructional materials adopted by the*  
23 *state board or standards-aligned instructional materials or the*  
24 *80 hours of follow-up* instruction, coaching, or additional  
25 schoolsite assistance required pursuant to subdivision (b) if the  
26 training meets the requirements of Section 44579.5, *as it read*  
27 *prior to January 1, 2006.*

28 (f) ~~A local education agency may contract with one or more of~~  
29 ~~the California Professional Development Institutes authorized~~  
30 ~~pursuant to Article 2 (commencing with Section 99220) if the~~  
31 ~~training provided by the institute meets the criteria of paragraph~~  
32 ~~(2) of subdivision (a) and subdivision (b), and has been approved~~  
33 ~~by the University of California. These local educational agencies~~  
34 ~~shall receive funds as specified in paragraph (2) or (3) of~~  
35 ~~subdivision (c) of Section 99234, as appropriate.~~

36 (g)  
37 (f) ~~The State Board of Education~~ *state board* shall establish a  
38 procedure and criteria for local educational agencies to appeal to  
39 the board the findings of an audit conducted pursuant to this  
40 article. The board may reduce or eliminate the amount to be

1 withheld pursuant to subdivision (d) if the board determines that  
2 the local educational agency was in substantial compliance with  
3 this section.

4 ~~(h)~~

5 (g) It is the intent of the Legislature that audits referenced in  
6 subdivisions (c) and (d) be conducted as part of a compliance  
7 audit performed in accordance with ~~Sections 14503, 14508,~~  
8 *Chapter 3 (commencing with Section 14500) of Part 9* and  
9 *Section 41020.*

10 SEC. 9. Section 99239 of the Education Code is amended to  
11 read:

12 99239. (a) A local education agency or postsecondary  
13 institution that offers an accredited program of professional  
14 preparation may consider providing partial and proportional  
15 credit toward satisfaction of the course requirements to an  
16 enrolled candidate who satisfactorily completes a mathematics or  
17 reading professional development program as described in this  
18 article if the program has been certified by the Commission on  
19 Teacher Credentialing as meeting preparation standards.

20 (b) *A local education agency that offers an approved program*  
21 *of professional teacher induction may provide partial and*  
22 *proportional credit toward completion of the induction standards*  
23 *when this is applicable to an enrolled candidate who*  
24 *satisfactorily completes a mathematics or reading professional*  
25 *development program, as described in this article, for programs*  
26 *established pursuant to Article 4.5 (commencing with Section*  
27 *44279.1) of Chapter 2 of Part 25.*

28 (c) *A local education agency may provide partial and*  
29 *proportional credit for participation or completion, or both, for*  
30 *a candidate enrolled, pursuant to Article 4.5 (commencing with*  
31 *Section 44279.1) of Chapter 2 of Part 25, in the components of a*  
32 *program that addresses the state academic content standards.*  
33 *This credit shall be counted toward the 80 hours of followup*  
34 *instruction, coaching, or additional schoolsite assistance*  
35 *specified in subdivision (b) of Section 99237.*

36 SEC. 10. Section 99240 of the Education Code is amended to  
37 read:

38 99240. (a) ~~By July 1, 2003 2008, the State Department of~~  
39 ~~Education, in cooperation with the University of California and~~  
40 ~~the California Professional Development Institutes authorized~~

1 ~~pursuant to Article 2 (commencing with Section 99220), shall~~  
2 ~~develop, and the State Board of Education shall review and~~  
3 ~~approve, an interim report~~ *department shall submit, subject to*  
4 *review and approval by the state board, a report to the*  
5 *Legislature* regarding the program established pursuant to this  
6 article for submission to the Legislature. The interim report shall,  
7 at a minimum, detail *all of* the following:

8 (1) The number of teachers, by credential type, who have  
9 received training offered pursuant to this article.

10 (2) The number of instructional aides and paraprofessionals  
11 who directly assist with classroom instruction in mathematics  
12 ~~and, reading, or science~~ who have received training offered  
13 pursuant to this article.

14 (3) The entities that have received funds for the purpose of  
15 offering training pursuant to this article and the number of  
16 teachers and instructional aides and paraprofessionals who  
17 directly assist with classroom instruction in mathematics ~~and,~~  
18 ~~reading, or science,~~ respectively, that each has trained.

19 (4) *Information detailing the effectiveness of the program*  
20 *established pursuant to this article. This information shall, at a*  
21 *minimum, incorporate survey data concerning program*  
22 *effectiveness and preprogram and postprogram pupil*  
23 *achievement that has been gathered from program participants*  
24 *and school principals.*

25 (5) *To the extent that information is available, information*  
26 *detailing the retention rate, by credential type, of teachers who*  
27 *participated in training offered pursuant to this article. The*  
28 *information shall, at a minimum, incorporate sample data*  
29 *concerning teachers who are no longer in the profession.*

30 (6) *To the extent that information is available, information*  
31 *detailing the retention rate of instructional aides and*  
32 *paraprofessionals who directly assist with classroom instruction*  
33 *in mathematics or reading who participated in training offered*  
34 *pursuant to this article. The information shall, at a minimum,*  
35 *incorporate sample data concerning aides who are no longer in*  
36 *the profession, as well as aides who have obtained a teaching*  
37 *credential subsequent to the training.*

38 (b) By June 30, 2005, the ~~State Department of Education~~  
39 ~~department~~ shall submit, subject to review and approval by the  
40 ~~State Board of Education~~ *state board*, a ~~final~~ report to the

Legislature regarding the program established pursuant to this article. The ~~final~~ report shall, at a minimum, detail the following:

(1) The number of teachers, by credential type, who received training offered pursuant to this article.

(2) The number of instructional aides and paraprofessionals who directly assist with classroom instruction in mathematics ~~and~~ or reading, and who received training offered pursuant to this article.

(3) The entities that received funds for the purpose of offering training pursuant to this article and the number of teachers and instructional aides and paraprofessionals who directly assist with classroom instruction in mathematics—~~and~~ or reading, respectively, that each has trained.

(4) Information detailing the effectiveness of the program established pursuant to this article. This information shall, at a minimum, incorporate survey data concerning program effectiveness that has been gathered from program participants and school principals.

(5) To the extent information is available, information detailing the retention rate, by credential type, of teachers who participated in training offered pursuant to this article. The information shall, at a minimum, incorporate sample data concerning teachers who are no longer in the profession.

(6) To the extent information is available, information detailing the retention rate of instructional aides and paraprofessionals who directly assist with classroom instruction in mathematics—~~and~~ or reading, and who participated in training offered pursuant to this article. The information shall, at a minimum, incorporate sample data concerning aides who are no longer in the profession, as well as aides who have obtained a teacher credential subsequent to training.

*(c) By December 31, 2012, the department shall submit, subject to review and approval by the state board, a report to the Legislature regarding the program established pursuant to this article. The final report shall, at a minimum, detail all of the following:*

*(1) The number of teachers, by credential type, who received training offered pursuant to this article.*

*(2) The number of instructional aides and paraprofessionals who directly assist with classroom instruction in mathematics,*

1 reading, or science, and who receive training offered pursuant to  
2 this article.

3 (3) The entities that received funds for the purpose of offering  
4 training pursuant to this article and the number of teachers and  
5 instructional aides and paraprofessionals who directly assist  
6 with classroom instruction in mathematics, reading, or science,  
7 respectively, that each has trained.

8 (4) Information detailing the effectiveness of the program  
9 established pursuant to this article. This information shall, at a  
10 minimum, incorporate survey data concerning program  
11 effectiveness and preprogram and postprogram pupil  
12 achievement that has been gathered from program participants  
13 and school principals.

14 (5) To the extent that information is available, information  
15 detailing, by credential type, the retention rate of teachers who  
16 participated in training offered pursuant to this article. The  
17 information shall, at a minimum, incorporate sample data  
18 concerning teachers who are no longer in the profession.

19 (6) To the extent that information is available, information  
20 detailing the retention rate of instructional aides and  
21 paraprofessionals who directly assist with classroom instruction  
22 in mathematics, reading, or science who participated in training  
23 offered pursuant to this article. The information shall, at a  
24 minimum, incorporate sample data concerning aides who are no  
25 longer in the profession, as well as aides who have obtained a  
26 teacher credential subsequent to receiving training.

27 SEC. 11. Section 99241 of the Education Code is repealed.

28 ~~99241. (a) Notwithstanding any other provision of law, if a~~  
29 ~~local education agency elects to offer professional development~~  
30 ~~pursuant to this article using the California Professional~~  
31 ~~Development Institutes authorized pursuant to Article 2~~  
32 ~~(commencing with Section 99220), training may be provided to~~  
33 ~~any teacher of kindergarten or any of grades 1 to 12, inclusive, if~~  
34 ~~the University of California agrees to operate a combined~~  
35 ~~schoolwide and districtwide program that meets the criteria~~  
36 ~~specified in Section 99237.~~

37 ~~(b) Notwithstanding any other provision of law, local~~  
38 ~~education agencies that contract with the California Professional~~  
39 ~~Development Institute authorized pursuant to Article 2~~  
40 ~~(commencing with Section 99220) may, pursuant to an~~



1 ~~agreement with the University of California, receive from the~~  
2 ~~University of California funds appropriated pursuant to Article 2~~  
3 ~~(commencing with Section 99220) for the provision of stipends~~  
4 ~~to participating teachers.~~

5 ~~(e) Notwithstanding subdivision (e) of Section 99220,~~  
6 ~~subdivision (d) of Section 99221, subdivision (d) of Section~~  
7 ~~99222, subdivision (c) of Section 99223, subdivision (d) of~~  
8 ~~Section 99224, and subdivision (d) of Section 99225, the~~  
9 ~~Professional Development Institutes authorized pursuant to~~  
10 ~~Article 2 (commencing with Section 99220) may offer training at~~  
11 ~~sites that are not located on a college or university campus.~~

12 SEC. 12. Section 99242 of the Education Code is amended to  
13 read:

14 99242. This article shall become inoperative on July 1, ~~2006~~  
15 ~~2012~~, and, as of January 1, ~~2007~~ 2013, is repealed, unless a later  
16 enacted statute, that becomes operative on or before January 1,  
17 ~~2007~~ 2013, deletes or extends the dates on which it becomes  
18 inoperative and is repealed.